IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Hirotaka BABA et al.

Serial No.:

10/527,744

Filed:

October 6, 2005

Title:

BIOLOGICAL TISSUE MOTION TRACE METHOD AND

IMAGE DIAGNOSIS DEVICE USING THE TRACE METHOD

Group:

3768

Examiner:

CATTUNGAL, Sanjay

Confirmation No.:

9173

<u>UNDER 37 CFR 1.97 & 1.98</u>

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

August 4, 2010

Sir:

Pursuant to Applicants' duty of disclosure, enclosed please find a copy of a European Office Action, dated May 4, 2010, issued in corresponding European Patent Application No. 03 795 425.2, along with Forms PTO-SB/08A&B listing the European Office Action and one (1) cited U.S. Patent.

This Information Disclosure Statement is being submitted subsequent to a first Office Action on the merits in the above-identified application, but prior to a Final Office Action or issuance of a Notice of Allowance, or issuance of any other action closing prosecution on the merits in the above-identified application.

The following Statement is made under 37 C.F.R. §1.97(e):

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Docket No. 529.44777X00 Serial No. 10/527,744 Information Disclosure Statement

In view of the foregoing, it is respectfully submitted that all applicable requirements of 37 C.F.R. §1.97 and §1.98 have been satisfied, in connection with the present submission of the enclosed documents. Accordingly, consideration of the enclosed documents, during examination of the above-identified application, is respectfully requested.

Applicants request any shortage or excess in fees in connection with the filing of this paper, including extension of time fees, and for which no other form of payment is offered, be charged or credited to Deposit Account No. 01-2135 Case: 529.44777X00).

Respectfully submitted,

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Dated: August 4, 2010